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**LAW OFFICES OF  
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April 28, 2010

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Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20423

RE: Docket No. 42102. *Railroad Salvage & Restoration, Inc. -Petition for  
Declaratory Order -Reasonableness of Demurrage Charges*

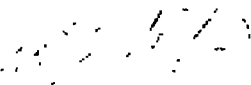
Dear Ms. Brown:

On April 27, 2010, Railroad Salvage & Restoration, Inc. ("RSR") filed a letter asking the Surface Transportation Board (the "Board") for leave to withdraw Petition for Leave to Withdraw Petition for Declaratory Order in the above-entitled proceeding filed by RSR. RSR submitted the letter because Judge Whipple reinstated the complaint in the U.S. District court of Missouri & Northern Arkansas Railroad Company, Inc. ("M&NA") against RSR.

M&NA concurs in RSR's request to restart the instant proceeding. Since the record in this proceeding closed on October 31, 2008, M&NA also respectfully requests the Board to serve a decision in due course.

M&NA is e-filing this letter. Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,

  
Louis E. Gitomer, Esq.  
Attorney for Missouri & Northern Arkansas  
Railroad Company, Inc.

Cc: Mr. McFarland

**ENTERED**  
**Office of Proceedings**

**APR 28 2010**

**Part of  
Public Record**